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DATE: February 25, 2005
FILE NO: AMAT/2601.P4/CMP/ECP/RKK
TO: Examiner Wood
FAX NO: 703/872-9306
PHONE NO: 703/308-0539
COMPANY: USPTO
FROM: Keith M. Tackett
PAGE(S) with cover: 15
ORIGINAL TO FOLLOW? ☐ YES ☒ NO

PETITION TO WITHDRAW A HOLDING OF ABANDONMENT UNDER 37 C.F.R. § 1.181

STATEMENT BY KEITH M. TACKETT

TITLE: Stable Cell Platform
U.S. SERIAL NO.: 09/676,362
FILING DATE: September 29, 2000
INVENTOR: Olgado, et al.
EXAMINER: Kimberly Wood
GROUP ART UNIT: 3632
CONFIRMATION NO.: 2179

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PATENT
Atty. Docket No. AMAT/2601.P4/CMP/ECP/RKK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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FEB 25 2005In re Application of:
Olgado, et al.

Serial No.: 09/676,362

Confirmation No.: 2179

Filed: September 29, 2000

For: Stable Cell Platform

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Group Art Unit: 3632

Examiner: Kimberly Wood

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Dear Sir:

PETITION TO WITHDRAW A
HOLDING OF ABANDONMENT UNDER 37 C.F.R. § 1.181

Applicants petition that the abandonment set forth in the Notice of Abandonment mailed by the United States Patent and Trademark Office (USPTO) on January 20, 2005 be withdrawn. In the Notice of Abandonment, Applicants were notified that the above-identified application was abandoned because no reply to a Notice Of Drawing Inconsistency With Specification (Notice Of Drawing Inconsistency) mailed on November 5, 2004 has been received by the USPTO.

The Notice Of Drawing Inconsistency indicates that an inconsistency exists between the Drawings and the Brief Description of the Drawings in the specification. More specifically, Figure 29 listed in the Brief Description of the Drawings is not in the Drawings. However, Figure 29 had been submitted in a response to office action mailed on October 1, 2002 by certificate of mailing under 37 CFR § 1.8 signed by attorney of record Keith M. Tackett. Thus, the

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PATENT
Atty. Docket No AMAT/2601.P4/CMP/ECP/RKK

Notice Of Drawing Inconsistency was mailed because Figure 29 was never received by the USPTO or was not matched with the file.

In support of this petition, Applicants supply herein a replacement copy of the response to office action mailed October 1, 2002 along with the certificate of mailing under 37 CFR § 1.8 as attachment A. Applicants further supply a statement by Keith M. Tackett that attests, on a personal knowledge basis, to the previous timely mailing of response to office action mailed on October 1, 2002 as attachment B.

Accordingly, Applicants respectfully request that the holding of abandonment be withdrawn in view of timely filing of Figure 29.

Although Applicants believe that no fee is due in connection with this response, the Commissioner is hereby authorized to charge counsel's Deposit Account No. 20-0782/AMAT/2601.P4/AOP, for any fees, including extension of time fees, required to make this response timely and acceptable to the Office.

Respectfully submitted,



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